

-- PATENT APPLICATION --
-- Attorney Docket No. 25835.11 --

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: M.L. Collins et al.)
Serial No.: 08/238,080)
Filing Date: May 3, 1994)
Title: TARGET AND BACKGROUND CAPTURE)
METHODS WITH AMPLIFICATION FOR)
AFFINITY ASSAYS)
Art Unit: 1807)
Examiner: Dianne Rees, Ph.D.)

TERMINAL DISCLAIMER

The Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Petitioner, AMOCO CORPORATION, a corporation of the State of Indiana with post office address P.O. Box 87703, Chicago, Illinois 60680-0703, certifies that it is the assignee of the entire right, title and interest in U.S. Patent Application Serial No. 08/238,080 filed May 3, 1994 for Target And Background Capture Methods With Amplification For Affinity Assays and that said Assignment is recorded for its predecessor application U.S. Serial No. 07/136,920 at Reel 4834, Frame 0373. Petitioner AMOCO CORPORATION hereby disclaims the terminal part of any patent granted on Application Serial No. 08/238,080 which would extend beyond the date of the end of the full statutory term available to any patent issuing from co-pending U.S. Serial No. 08/236,877 for Target And Background Capture Methods And Apparatus For Affinity Assays.

Petitioner does not disclaim any terminal part of any patent granted on Application Serial No. 08/238,080 prior to the expiration date of the full statutory term of any patent issuing from

— PATENT APPLICATION —
— Attorney Docket No. 25835.11 —

co-pending U.S. Serial No. 08/236,877 in the event that such patent later expires for failure to pay a maintenance fee, is held unenforceable or found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321(a), has all claims cancelled by a re-examination certificate, or is otherwise terminated prior to the expiration of its full statutory term.

AMOCO CORPORATION hereby agrees that any patent granted on Application Serial No. 08/238,080 shall be enforceable only for and during such time period that the legal title to such patent and any patent issuing from U.S. Serial No. 08/236,877 shall be the same, this agreement to run with any patent granted on the above-identified patent application and to be binding upon the grantee, its successors or assigns.

The undersigned certifies that all of the documents in the chain of title of Application Serial No. 08/238,080 and U.S. Serial No. 08/236,877 have been reviewed and, to the best of the undersigned's knowledge and belief, title to both is in AMOCO CORPORATION.

The undersigned certifies that the authority to sign this TERMINAL DISCLAIMER has been delegated to him by AMOCO CORPORATION.

Respectfully submitted,

By: Frank J. Sroka
Frank J. Sroka
General Attorney
Amoco Corporation
Registration No. 27,597

Date: July 10, 1997
AMOCO CORPORATION
Law Department
200 East Randolph Drive
Chicago, Illinois 60601
Phone: (312) 856-2052
Facsimile: (312) 856-4972

A:\TRANSL\WPD